



**MINUTES OF
RICHLAND COUNTY COUNCIL
REGULAR SESSION
JULY 1, 2014
6:00 PM**

In accordance with the Freedom of Information Act, a copy of the agenda was sent to radio and TV stations, newspapers, persons requesting notification, and was posted on the bulletin board located in the lobby of the County Administration Building.

MEMBERS PRESENT:

Chair	Norman Jackson
Vice Chair	Joyce Dickerson
Member	Julie-Ann Dixon
Member	Paul Livingston
Member	Bill Malinowski
Member	Jim Manning
Member	Greg Pearce
Member	Torrey Rush
Member	Seth Rose
Member	Kelvin E. Washington, Sr.
Absent	Damon Jeter

OTHERS PRESENT – Tony McDonald, Roxanne Ancheta, Sparty Hammett, Warren Harley, Beverly Harris, Justine Jones, Ismail Ozbek, Brad Farrar, Nelson Lindsay, John Hixon, Brandon Madden, Monique McDaniels, Amelia Linder, Andy Metts, Ray Peterson, Daniel Driggers, Melinda Edwards, Sara Salley, Nancy Stone-Collum, Ronaldo Myers, Laura Saylor, Larry Smith, Tracy Hegler, Rudy Curtis, Valeria Jackson, Geo Price, Kecia Lara, Monique Walters, Michelle Onley

CALL TO ORDER

The meeting was called to order at approximately 6:01 p.m.

INVOCATION

The Invocation was given by the Honorable Bill Malinowski

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Bill Malinowski

APPROVAL OF MINUTES

Regular Session: June 17, 2014 – Ms. Dickerson moved, seconded by Ms. Dixon, to approve the minutes as distributed.

Mr. Malinowski stated that on p. 5 of the minutes, the vote was not recorded for the “Airport Subleasing Contract” item. He requested that the vote be added to the minutes prior to them being placed on the website.

The vote in favor was unanimous.

Zoning Public Hearing: June 24, 2014 – Mr. Pearce moved, seconded by Mr. Malinowski, to approve the minutes as distributed. The vote in favor was unanimous.

ADOPTION OF THE AGENDA

Mr. Washington requested that the Report of the Hospitality Tax Feasibility Study Ad Hoc Committee be added to the agenda.

Mr. Pearce moved, seconded by Mr. Malinowski, to adopt the agenda as amended. The vote in favor was unanimous.

REPORT OF THE ATTORNEY FOR EXECUTIVE SESSION ITEMS

Mr. Smith stated that the following items were potential Executive Session Items:

- a. **Contractual Matter: Convention Center Agreement**
- b. **Solid Waste Disposal Contract**
- c. **Project LR: Contractual Matter**
- d. **Contractual Matter: Victim’s Assistance**
- e. **Contractual Matter (Chair’s Report)**

CITIZENS INPUT

Dr. Sherry Jaco spoke regarding the Olympia Mill Museum project.

REPORT OF THE COUNTY ADMINISTRATOR

- a. **Contractual Matter: Convention Center Agreement** – This item was taken up in Executive Session.

b. Public Information Office:

1. **Employee Introduction** – Mr. McDonald introduced Ms. Laura Saylor, the new Senior Public Information Officer to Council.
2. **Merit Award** – Mr. McDonald stated that Mr. Justin Martin was awarded the NACo Video Merit Award for the “New Roll Carts” ad.

REPORT OF THE CLERK OF COUNCIL

- a. **REMINDER: Richland County’s 215th Anniversary Event – Richland County History: A Visual Journey, July 10th, 6:00PM, Richland Main Library – Assembly Street** – Ms. Onley reminded Council of the upcoming Richland County Anniversary Event – Richland County History Visual Journey.

REPORT OF THE CHAIR

- a. **Contractual Matter** – This item was taken up during Executive Session.

OPEN/CLOSE PUBLIC HEARINGS

- **An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina 1976, as amended, the execution and delivery of a Special Source Revenue Credit Agreement between Richland County, South Carolina and Project Cesium; and matters relating thereto** – No one signed up to speak.
- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$133,000.00 of General Fund Unassigned balance for part time/temporary and postmortem pathology for the Coroner** – No one signed up to speak.
- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to remain in compliance with the National Flood Insurance Program upon the adoption of the new flood insurance rate map** – No one signed up to speak.

APPROVAL OF CONSENT ITEMS

- **An Ordinance Amending the Fiscal Year 2013-2014 General Fund Annual Budget to appropriate \$133,000 .00 of General Fund Unassigned balance for part time/temporary and postmortem pathology for the Coroner [THIRD READING]**
- **14-10MA, Gerald Steele, RU to GC (1.34 Acres), 1530 Dutch Fork Rd., 02415-07-01 [SECOND READING]**

- **An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; Article VII, General Development, Site, and Performance Standards; Section 26-180, Signs; Subsection (f), Temporary Signs Requiring Permits; so as to delete “Grand Opening Signs” [SECOND READING]**
- **Sustainability Policy**
- **High Performance Building Policy Options**
- **Richland County Commission on Aging**
- **Department of Public Works: Denton Dr. Ditch Stabilization Project**
- **RC Conservation Commission Financial Contribution for the Acquisition of a Historic Property**
- **Hospitality Tax Ordinance Agency Procurement**
- **Approval of FY14-15 Budgets within the FY14-15 Annual Action Plan for Community Development Department Funds**
- **Monticello Road Streetscape Project (Construction Bid Award Approval) – Phase II**
- **Minimum Residence Requirement for SLBE Program Applicants**

Ms. Dickerson moved, seconded by Ms. Dixon, to approve the consent items. The vote in favor was unanimous.

POINT OF PERSONAL PRIVILEGE – Mr. Jackson congratulated Mr. Rose on being inducted into the USC Association of Letterman Athletic Hall of Fame for Tennis.

THIRD READING ITEMS

An Ordinance Authorizing pursuant to Title 4, Chapter 1, Section 170; Title 4, Chapter 1, Section 175; and Title 4, Chapter 29, Section 68 of the Code of Laws of South Carolina, 1976, as amended, the execution and delivery of a Special Source Revenue Credit Agreement relating to Project Cesium; and matters relating thereto – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 2, Administration; Article V, County Departments; Division 2, Public Works; Section 2-197, Use of County Equipment by Private Parties and During Public Emergencies; and Chapter 21, Roads, Highways and Bridges; Article I, in general; Section 21-4, Drainage on Private Property; and Section 21-16; so as to broaden the circumstances under which the

County may perform emergency maintenance – Ms. Dickerson moved, seconded by Ms. Dixon, to approve this item. The vote was in favor.

SECOND READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances, Chapter 21, Roads, Highways and Bridges; Section 21-20, Road Paving Program; so as to add the Transportation Director and amend other language therein – Mr. Malinowski moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2, Administration; Article V, County Departments; by adding a new division entitled 5A, Office of Small Business Opportunity; so that a new department will be created – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. A discussion took place.

Mr. Washington made a substitute motion, seconded by Ms. Dickerson, to approve the SLBE software package. The vote in favor was unanimous.

Ms. Dickerson moved, seconded by Ms. Dixon, to approve second reading of the ordinance. The vote was in favor.

An Ordinance Approving a Budget for and the distribution of the revenues from the one percent (1%) sales and use tax for Transportation Projects for Fiscal Year 2014-2015 and other matters related thereto – Ms. Dickerson moved, seconded by Mr. Washington, to approve this item. A discussion took place.

The vote was in favor.

FIRST READING ITEMS

An Ordinance Amending the Richland County Code of Ordinances, Chapter 2: Administration; Article X, Purchasing by adding Section 2-591, to authorize County Council to determine which purchasing decisions regarding purchasing made exclusively with monies raised through the penny tax are of such County-wide significance that County Council has the authority to make the final and conclusive determination to whom to award the contracts – Mr. Washington moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

An Ordinance Amending the Fiscal Year 2013-2014 Township Capital Projects budget to add Nine Hundred Fifty Six Thousand Dollars – Ms. Dickerson moved, seconded by Mr. Livingston, to approve this item. The vote in favor was unanimous.

REPORT OF THE DEVELOPMENT AND SERVICES COMMITTEE

County Recycling Services – Mr. Livingston moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Expiration of County's Municipal Solid Waste Disposal Contract – Mr. McDonald stated Waste Management has agreed to a \$0.25 host fee increase, a reduction of \$2.00 in tipping fees and an option for a five-year contract renewal.

Mr. Livingston moved, seconded by Ms. Dixon, to approve this item. The vote in favor was unanimous.

South Carolina Rural Infrastructure Grant Approval and Additional Funding for Project Engineering Design and Easement Acquisition – Mr. McDonald proposed that the grant match funds be taken from the General Fund.

Mr. Washington moved, seconded by Mr. Livingston, to approve this item. A discussion took place.

Mr. Malinowski made a substitute motion to explore adding the grant match funds to the rate structure. The substitute motion died for lack of a second.

The vote was in favor of the motion for approval.

An Ordinance Amending the Richland County Code of Ordinances; Chapter 26, Land Development; so as to remain in compliance with the National Flood Insurance Program upon the adoption of the new flood insurance rate map – Mr. Rush moved, seconded by Ms. Dixon, to defer this item until the July 15th Council meeting. The vote in favor was unanimous.

Acceptance of parcel at 2207 Decker Blvd. – Mr. Pearce moved, seconded by Mr. Washington, to approve this item. The vote in favor was unanimous.

REPORT OF ADMINISTRATION AND FINANCE COMMITTEE

Detention Center – HVAC Maintenance Contract – Mr. Malinowski moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Ad Hoc Health Insurance Study Committee – Mr. Pearce moved, seconded by Ms. Dickerson, to approve this item. The vote in favor was unanimous.

Detention Center – Fire Control – Security Control Maintenance Contract – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

Extension of EMS Billing Contract – Mr. Pearce stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

Bond Issuance – Capital Project List: An Ordinance Authorizing the issuance and sale of not to exceed \$35,000,000 General Obligation Bonds, Series 2014B, or such other appropriate series designation, of Richland County, South Carolina; fixing the form and details of the bonds; delegating to the County Administrator certain authority related to the bonds; providing for the payment of the bonds and the disposition of the proceeds thereof; and other matters relating thereto [FIRST READING] – Mr. Pearce stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF ECONOMIC DEVELOPMENT COMMITTEE

An Ordinance Authorizing, pursuant to Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee agreement between Richland County, South Carolina, and Project Aquarius concerning a new project; authorizing and providing with respect to an existing project for the conversion of an arrangement for fee-in-lieu of tax payments between Richland County and the Company under Title 4, Chapter 12, South Carolina Code of Laws, 1976, as amended to an arrangement under Title 12, Chapter 44, South Carolina Code of Laws, 1976, as amended; and matters relating thereto [FIRST READING BY TITLE ONLY] – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

Memorandum of Understanding between Richland County and Midlands Technical College Enterprise Campus – Mr. Livingston stated that the committee recommended approval of this item. A discussion took place.

The vote in favor was unanimous.

East Richland Public Service District Land Purchase – Mr. Livingston stated that the committee recommended approval of this item. The vote in favor was unanimous.

REPORT OF RULES AND APPOINTMENTS COMMITTEE

I. NOTIFICATION OF VACANCIES

- a. **Central Midlands Council of Governments – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- b. **East Richland Public Service Commission – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.
- c. **Richland County Library Board – 6** – Mr. Malinowski stated that the committee recommended advertising for these vacancies. The vote in favor was unanimous.
- d. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended advertising for this vacancy. The vote in favor was unanimous.

II. NOTIFICATION OF APPOINTMENTS

- a. **Accommodations Tax Committee – 2** – Mr. Malinowski stated that the committee recommended re-advertising these vacancies. The vote in favor was unanimous.
- b. **Board of Zoning Appeals – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- c. **Building Codes Board of Appeals – 4** – Mr. Malinowski stated that the committee recommended re-appointing Ms. Lasenta Lewis-Ellis and re-advertise the remaining vacancies. The vote in favor was unanimous.
- d. **Community Relations Council – 4** – Mr. Malinowski stated that the committee recommended appointing Mr. Daniel J. Crooks, III and Ms. Nicole Smith and re-appoint Ms. Sarah Watson and Mr. Roscoe Wilson. The vote in favor was unanimous.
- e. **Employee Grievance Committee – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- f. **Historic Columbia Foundation – 1** – Mr. Malinowski stated that the committee recommended re-advertising this vacancy. The vote in favor was unanimous.
- g. **Hospitality Tax Committee – 1** – Mr. Malinowski stated that the committee recommended appointing Mr. Charles Aiken. The vote in favor was unanimous.
- h. **Procurement Review Panel – 2** – Mr. Malinowski stated that the committee recommended re-advertising these vacancies. The vote in favor was unanimous.
- i. **Township Auditorium Board – 1** – Mr. Malinowski stated that the committee recommended appointing Ms. Abigail Rogers. The vote in favor was unanimous.

OTHER ITEMS

REPORT OF THE TRANSPORTATION AD HOC COMMITTEE

- a. **Resolution designating the On-Call Engineering Teams solicitation as a significant purchase** – Mr. Livingston stated that the committee recommended approval of the resolution. The vote in favor was unanimous.

Mr. Washington moved, seconded by Ms. Dickerson, to reconsider this item. The motion for reconsideration failed.

- b. Approval of the advertisement of the solicitation for the On-Call Engineering Teams** – Mr. Livingston stated that the committee recommended approval of the advertisement of the solicitation for the On-Call Engineering Teams. The vote in favor was unanimous.

Ms. Dickerson moved, seconded by Ms. Dixon, to reconsider this item. The motion for reconsideration failed.

REPORT OF THE DIRT ROAD AD HOC COMMITTEE

- a. Resolution designating the Dirt Road Paving Program solicitation as a significant purchase** – Ms. Dixon stated that the committee recommended approval of the resolution. The vote in favor was unanimous.

Ms. Dixon moved, seconded by Mr. Washington, to reconsider this item. The motion for reconsideration failed.

- b. Approval of the advertisement of the solicitation for the Dirt Road Paving Program** – Ms. Dixon stated that the committee recommended approval of the advertisement of the solicitation for the Dirt Road Paving Program. The vote in favor was unanimous.

Ms. Dixon moved, seconded by Ms. Dickerson, to reconsider this item. The motion for reconsideration failed.

REPORT OF THE HOSPITALITY FEASIBILITY STUDY AD HOC COMMITTEE

Mr. Washington stated that the committee recommended authorizing staff to move forward with the preliminary design work, drafting of a financial plan and conducting due diligence on the arena project. A discussion took place.

Ms. Dickerson made a substitute motion, seconded by Mr. Malinowski, to defer this item until the July 15th Council meeting.

<u>For</u>	<u>Opposed</u>
Malinowski	Jackson
Rose	Livingston
Dixon	Washington
Dickerson	Rush
Pearce	
Manning	

The vote was in favor of deferral.

CITIZENS' INPUT

No one signed up to speak.

EXECUTIVE SESSION

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Council went into Executive Session at approximately 7:13 p.m. and came out at approximately 7:43 p.m.
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- a. **Contractual Matter: Convention Center Agreement** – Mr. Pearce moved, seconded by Mr. Malinowski, to direct the County Administrator, along with the Legal and Finance Departments, to explore alternatives and bring back recommendations to Council. The vote in favor was unanimous.
- b. **Contractual Matter: Victim's Assistance** – Mr. Pearce moved, seconded by Mr. Malinowski, to move that the Legal Department explore potential courses of action Council could take regarding this item. The vote in favor was unanimous.

MOTION PERIOD

- a. **Move to direct staff to draft an ordinance to impose greater noise restrictions in unincorporated Richland County [ROSE]** – This item was referred to the D&S Committee.
- b. **Move that staff pursue having the appropriate provider place stickers on the County's recycling bins that enumerate what items can be recycled. Rationale: Low County citizens' participation in recycling and Sonoco's ability to handle more capacity. Additionally, the County has recently moved to the larger roll out recycling bins. This will serve as a direct citizen awareness tool to promote what items can be recycled [ROSE]** – This item was referred to the D&S Committee.
- c. **Move that the County explore opportunities in burying power lines while penny projects are being implemented. Rationale: The time to bury the lines would be when the roads and sidewalks are being built. Please forward this motion to the TPAC Committee.** – This item was referred to the D&S Committee.
- d. **Resolution honoring Verna Lee Burrell Hatten** – Ms. Dickerson moved, seconded by Mr. Jackson, to adopt a resolution honoring Ms. Hatten. The vote in favor was unanimous.

ADJOURNMENT

The meeting adjourned at approximately 7:47 p.m.

Norman Jackson, Chair

Joyce Dickerson, Vice-Chair

Julie-Ann Dixon

Damon Jeter

Paul Livingston

Bill Malinowski

Jim Manning

Greg Pearce

Seth Rose

Torrey Rush

Kelvin E. Washington, Sr.

The minutes were transcribed by Michelle M. Onley